

REMARKS:

The Advisory Action dated September 10, 2008, indicates that the results produced using atrazine may not be indicative of results obtained using structurally different triazines. The claims have been amended to recite triazines which are structurally similar to atrazine. The structures of various triazines are attached to this response. As seen in the attached structures, all of the triazines encompassed by the present claims have similar structures. Hexazinone is not encompassed by the present claims as it is structurally different from the other triazines. Regarding the compound prosulfuron mentioned in the advisory action, applicants point out that this is a sulfonylurea and is not a triazine. Applicants respectfully contend that the triazines encompassed by the presently amended claims are structurally similar and thus would be expected to produce the same results as atrazine.

Regarding proportional limits, applicants point out that as explained on page 21, lines 36 to 38, of the present specification, the inventive mixture comprises the individual components in such a weight ratio that a synergistic effect takes place. The person skilled in the art, e.g. the farmer, is best familiar with the conditions prevailing in the field, such as soil, weather conditions, crops and weeds and thus can suitably adapt the mixing ratio of the individual components for the tank mixture. The specification describes on page 22, lines 16 to 22, the preferred application rates for components A) and B) and on page 25 in table 2, the application rate for component C, the triazines. The mixing ratio directly results from these application rates. Thus, one skilled in the art could rely on the teaching of the present application to determine the mixing ratio which best targets the specific field conditions.

Applicants respectfully submit that all of the pending claims are now in condition for allowance. If it is believed that the application is not in condition for allowance, it is respectfully requested that the undersigned attorney be contacted at the telephone number below.

In the event this paper is not considered to be timely filed, the Applicant respectfully petitions for an appropriate extension of time. Any fee for such an extension together with any additional fees that may be due with respect to this paper, may be charged to Counsel's Deposit Account No. 02-2135.

Respectfully submitted,

By /Monica Chin Kitts/  
Monica Chin Kitts  
Attorney for Applicant  
Registration No. 36,105  
ROTHWELL, FIGG, ERNST & MANBECK  
1425 K. Street, Suite 800  
Washington, D.C. 20005  
Telephone: (202) 783-6040

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